

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)	CASE NO. MJ 08-148
)	
Plaintiff,)	
)	
v.)	
)	DETENTION ORDER
FELIX G. BARNES,)	
)	
Defendant.)	
_____)	

Offense charged: Conspiracy with Intent to Distribute Cocaine; Distribution of Cocaine;
Possession with Intent to Distribute Cocaine

Date of Detention Hearing: March 27, 2008

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant has been charged in the Western District of Louisiana, Case No. 08-

0028, with a drug offense the maximum penalty of which is in excess of ten years. There is therefore a rebuttable presumption against defendant as to both dangerousness and flight risk, under 18 U.S.C. §3142(e). Defendant has waived his right to an identity hearing and an order of transfer has been signed.

2. Defendant was not interviewed by Pretrial Services. He does not request a detention hearing, but rather indicates his request that a detention hearing be scheduled when he makes his first appearance in the Western District of Louisiana.

3. Taken as a whole, the record does not effectively rebut the presumption that no condition or combination of conditions will reasonably assure the appearance of the defendant as required and the safety of the community.

It is therefore ORDERED:

(1) Defendant shall be detained pending trial and committed to the custody of the Attorney General for confinement in a correction facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal;

(2) Defendant shall be afforded reasonable opportunity for private consultation with counsel;

(3) On order of a court of the United States or on request of an attorney for the Government, the person in charge of the corrections facility in which defendant is confined shall deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding; and

(4) The clerk shall direct copies of this Order to counsel for the United States, to

01 counsel for the defendant, to the United States Marshal, and to the United States
02 Pretrial Services Officer.

03 DATED this 27th day of March, 2008.

04 

05 Mary Alice Theiler
06 United States Magistrate Judge